



U.S. Department of Justice

Carmen M. Ortiz
United States Attorney
District of Massachusetts

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BY E-MAIL

December 29, 2014

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Federal Defender's Office
51 Sleeper Street, 5th Floor
Boston, MA 02210

Re: United States v. Dzhokhar Tsarnaev, Crim. No. 13-10200-GAO

Dear Counsel:

We write to provide the following notice:

1. As you know, the government intends to offer the statements that the defendant wrote in the Franklin Street boat at trial. Within the next ten days, the government intends to cut the area of the boat containing the writings out of the vessel and will introduce these pieces at trial in lieu of the entire boat.
2. The government has previously made available to you a stand-alone computer containing a variety of information including imagery, tips and leads, and chain of custody forms. Since your staff reviewed the materials several months ago, we notified you that additional tips and leads and chain of custody forms had been placed on the computer for your review. Since we will be commencing trial and it will no longer be practicable to manage the stand-alone computer for your review of this information, we are letting you know that we'll keep the computer available for your review at the Williams Building until jury selection begins. Please let us know if and when your people intend to review it.
3. The government sent the hat that was recovered in the Franklin Street boat to the Massachusetts State police laboratory for analysis. The analysis, which identified the defendant's DNA profile, is attached to this email. We anticipate Ms. Montgomery testifying to the results of this supplemental analysis consistently with the report. She found that the chances of a randomly selected Caucasian person having the same DNA profile as that found on portions of the hat (16-1.1.1 and 16-1.2.1) was less than

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one in 1.928 quadrillion and more unlikely in other population groups. She excluded Tamerlan Tsarnaev and Sean Collier from having been contributors to the DNA found on the hat.

If you have any questions, please do not hesitate to call.

Sincerely,

CARMEN M. ORTIZ
United States Attorney

By: /s/Aloke Chakravarty
Aloke Chakravarty
William Weinreb
Nadine Pellegrini
Assistant U.S. Attorneys

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